

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JEFFREY ALLEN ROETGER,

Petitioner,

v.

STATE OF WASHINGTON,

Respondent.

CASE NO. C18-5870RBL

ORDER

THIS MATTER is before the Court the Report and Recommendation of Magistrate Judge David W. Christel [Dkt. # 23], Petitioner Roetger's Objections [Dkt. # 24], and the underlying record.

(1) The Report and Recommendation is **ADOPTED**.

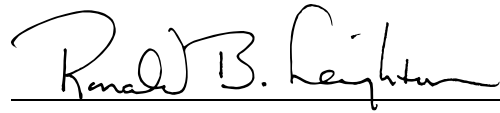
(2) Roetger's federal habeas petition under 28 U.S.C. § 2254 is **DENIED**.

(3) The Court will **NOT** issue a Certificate of Appealability under 28 U.S.C. § 2253(c)(2), for the reasons articulated in the Report and Recommendation.

1 (4) As the Court denies the Petition and will not issue a Certificate of Appealability, the
2 Court finds Petitioner should not proceed *in forma pauperis* on appeal.

3 IT IS SO ORDERED.

4 Dated this 20th day of September, 2019.

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7 Ronald B. Leighton
8 United States District Judge
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